FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

WRIT PETITION NO.3520 OF 2006

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.U.P.Warunjikar, for the petitioner.
Mrs J.A.Agarwal, for respondent no.1.

CORAM: D.B.BHOSALE,J.
DATED: 19.08.2006

P.C.:

Heard the learned counsel for the parties.

Mr Warunjikar, learned counsel for the petitioner, submits that he has instructions not to press this petition and the petitioner would be satisfied if he is given three months time to deposit the amount as per the order dated 18.2.2006 impugned in the present writ petition. Considering the overall facts and circumstances of the case, I am inclined to concede to the request made by Mr Warunjikar. Hence, I pass the following order.

The petitioner is allowed to deposit

the entire amount as per the order dated 18.2.2006 within three months from today, out of which he shall deposit Rs.one lac within fifteen days from today and the remaining amount within 2.1/2 months therefrom. With these observations, the writ petition stands disposed of, as not pressed.

It is needless to express that the respondent-plaintiff shall not be entitled to withdraw this amount till disposal of the suit. Rest of the order remains unaltered. The trial Court shall decide the suit on merits in accordance with law.

(D.B.BHOSALE,J.)